



August 10, 2005

Marlene Dortch
Federal Communications Commission
445 12th Street SW
Washington, D.C. 20554

RE: Subscriber Notification Report – ViaTalk Inc.
WC Docket 05-196

Dear Ms. Dortch:

Pursuant to Docket 05-196, ViaTalk Inc [<http://www.viatalk.com>] is providing the following details regarding compliance. Information regarding the limitations and availability of 911 services through our VoIP service is being clearly communicated to all customers. Our actions pursuant to the order can be summarized as follows:

This information is now displayed during the order process and review of the information is required by the customer before he or she can complete the order. The suggested warning stickers are included with the device used to connect to our service or an associated welcome packet. Additionally, customers are not able to access any web-based account management features without reviewing the information and providing affirmative acknowledgement.

Customers who had already established service prior to this communication being implemented as a part of the order process were sent said stickers and a letter with the information both via US Mail on July 28th, 2005.

Customers have been instructed to place the stickers on or near all telephones using our service.

Acknowledgement of review and acceptance of all terms related to limitations and availability of 911 services through our service is stored electronically with a timestamp in a database.

As of August 10, 2005, affirmative acknowledgement has been obtained for 93% of our customer base. Since our customer base is relatively small, we do estimate a 100% response within the required timeline. Also as of August 10, 2005, 100% of our customer base has received the required warning stickers.



Although we do expect a 100% response rate, when the mandated deadline arrives, any subscriber who has not given us an affirmative acknowledgement regarding the limitations and availability of 911 services when using our service will have their service disconnected. Service for those customers will then only be able to be reconnected if and when such acknowledgement is received.

Compliance Officer:

Timothy R. Dick
Vice President of Operations
ViaTalk Inc.
21 Corporate Drive, Suite 203
Clifton Park, NY 12065

Phone: 518-631-2884
Fax: 518-371-5919
E-mail: timothy@viatalk.com

Legal Counsel:

Robert McCarthy, Esq.
McCarthy Law Firm
PO Box 11-383
Albany, NY 12211

Phone: 518-785-3841
Fax: 518-785-0125

Thank you for reviewing our actions. We look forward to working with the FCC
Regards,

Timothy R. Dick
Vice President of Operations
ViaTalk Inc.

Brendan A. Brader
Chief Executive Officer
ViaTalk Inc.